

## **REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the remarks herewith.

### **I. STATUS OF THE CLAIMS AND FORMAL MATTERS**

Claims 1-61 are pending in this application. No claims are amended in this paper.

### **II. REJECTIONS UNDER 35 U.S.C. §103(a)**

Claims 1-3, 10-13, 30-43, and 50-62 were rejected under 35 U.S.C. §103(a), as allegedly unpatentable over U.S. Patent Application No. 2002/0164149 to Wilkinson (hereinafter, merely "Wilkinson")<sup>1</sup>.

Claims 4-9, 24-29, and 44-49 were rejected under 35 U.S.C. §103(a), as allegedly unpatentable over Wilkinson in view of U.S. Patent Application No. 2001/0043784 to Shirata et al. (hereinafter, merely "Shirata").

### **III. RESPONSE TO REJECTIONS**

Claim 1 recites, *inter alia*:

**wherein the second file of the second format includes all of the first data collectively placed in one part of the body and includes all the second data collectively placed in another part of the body, and**

---

<sup>1</sup> Applicants note that U.S. Publication No. 2002/0164149 to Wilkinson was filed on September 4, 2001 and published on November 7, 2002. Thus, Wilkinson is 102(e) art and is disqualified under 35 U.S.C. §103(c). However, Applicants note that Wilkinson is a PCT Application that was published on March 14, 2002. Therefore, Applicants assume that the Office Action relies on the PCT publication.

**wherein the second file of the second format includes a first metadata file and second metadata file, the first metadata file having metadata in file units and the second metadata file having metadata in frame units.** (emphasis added)

Applicants respectfully submit that Wilkinson and Shirata, taken either alone or in combination, fails to disclose or renders predictable the above-identified features of claim 1. Specifically, nothing is found that discloses or renders predictable “**wherein the second file of the second format includes all of the first data collectively placed in one part of the body and includes all the second data collectively placed in another part of the body,**” and “**wherein the second file of the second format includes a first metadata file and second metadata file, the first metadata file having metadata in file units and the second metadata file having metadata in frame units,**” as recited in claim 1.

Firstly, the Office Action (see page 3) relies on paragraphs [0015], [0016], [0115], [0125], [0128], [0129], [0135], [0140], [0147], and Figures 6 and 7 of Wilkinson to reject “**wherein the second file of the second format includes all of the first data collectively placed in one part of the body and includes all the second data collectively placed in another part of the body,**” as recited in claim 1. Applicants respectfully disagree. Wilkinson combines digital data, such as meta data, among a MXF format file, a SDI format file, or a SDTI format file. Applicants submit that each of the MXF format file, the SDI format file, or the SDTI format file of Wilkinson has video data and audio data multiplexed. Figure 5 of Wilkinson, as reproduced below, shows an embodiment of the SDI format file: video data is placed in the “active video” section and audio data is placed in the “VANC” section. Figure 6 of Wilkinson, as reproduced below, shows an embodiment of the SDTI format file: every field includes a “picture item” and an “audio item.” In contrast, claim 1 recites “**wherein the second file of the**

second format includes all of the first data collectively placed in one part of the body and includes all the second data collectively placed in another part of the body.”

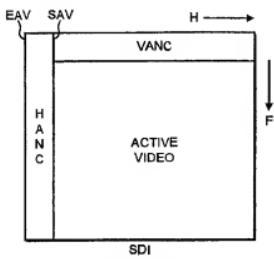
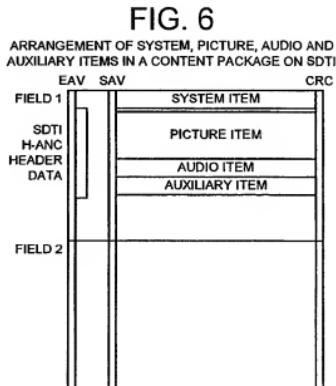


FIG. 5



Secondly, the Office Action (see page 4) relies on paragraphs [0061] and [0062] of Wilkinson to reject “**the first metadata file having metadata in file units**” of claim 1 and relies on paragraphs [0093] and [0125]-[0127] of Wilkinson to reject “**the second metadata file having metadata in frame units**” of claim 1. Applicants respectfully disagree. Paragraphs [0061] and [0062] of Wilkinson describe metadata in the MXF format file, while paragraphs [0093] and [0125]-[0127] of Wilkinson describe metadata in the SDI format file or the SDTI format file. The Office Action applies meta data descriptions in MULTIPLE files to reject “**the first metadata file**” and “**the second metadata file**” that are included in one file of one format: “**the second file of the second format**,” as recited in claim 1.

For reasons similar to, or somewhat similar to, those described above with regard to independent claim 1, claims 21, 41, and 61 are patentable.

As nothing in the prior art cited in the Office Action cures the above-identified deficiencies, Applicants respectfully request reconsideration and withdrawal of the rejections.

#### **IV. DEPENDENT CLAIMS**

Each of the other claims in this application is dependent on an independent claim discussed above, and is therefore believed patentable for at least the same reasons presented for the independent claim upon which it depends. As nothing in the prior art cited in the Office Action cures the above-identified deficiencies, Applicants respectfully request reconsideration and withdrawal of the rejections. As each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

#### **CONCLUSION**

Because Applicants maintain that all claims are allowable for at least the reasons presented hereinabove, in the interests of brevity, this response does not comment on each and every comment made by the Examiner in the Office Action. This should not be taken as acquiescence of the substance of those comments, and Applicants reserve the right to address such comments.

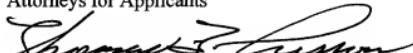
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosures in the cited references it is respectfully requested that the Examiner specifically indicate those portions of the reference, or references, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

Frommer Lawrence & Haug LLP  
Attorneys for Applicants

By:   
Thomas F. Presson  
Reg. No. 41,442  
(212)588-0800